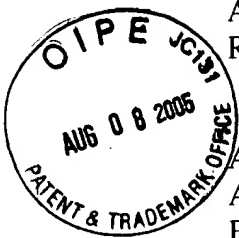


Appl. No. 09/944,816
Amdt. dated August 5, 2005
Reply to Restriction Requirement of July 5, 2005

1641

TFW



Appl. No. 09/944,816
Applicant Grate, et al.
Filed 08/31/2001
Title FLOW CONTROLLED MAGNETIC PARTICLE
MANIPULATION

TC/A.U. 1641
Examiner Do, Pensee

Docket No. 13129-E

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The PTO did not receive the following
listed item(s) pages 3-9

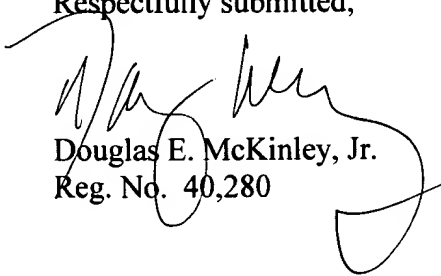
REPLY

Sir:

In response to the restriction requirement of July 5, 2005, the applicant elects to prosecute Group 2, claims 42-56, with traverse. The applicant notes that the examiner has not set forth a prima facie case for restriction, because in the paragraph bridging pages 2 and 3 of the examiner's restriction requirement, the examiner has admitted on the record that "the inventions listed as Groups I-III relate to a single general inventive concept ..."

Applicant has made an earnest attempt to place the above referenced application in condition for allowance and action toward that end is respectfully requested. Should the Examiner have any further observations or comments, she is invited to contact the undersigned for resolution.

Respectfully submitted,


Douglas E. McKinley, Jr.
Reg. No. 40,280

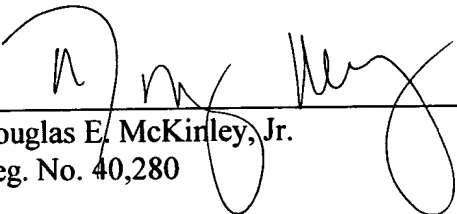
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Reply to Restriction Requirement of July 5, 2005

PO Box 202
Richland, WA 99352
Voice (509) 628-0809
Fax (509) 628-2307

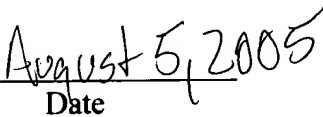
The undersigned hereby certifies that the forgoing Reply to Restriction Requirement of July 5, 2005, together with a return postcard, is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on the date set forth below.



Douglas E. McKirley, Jr.
Reg. No. 40,280



Date